

Patent
Attorney's Docket No. 033136-176
U.S. Application No. 09/853,755

B1 C [This application is a divisional of U.S. Patent No. 6,258,357 which issued on July 10, 2001.]

In the Claims:

Cancel Claims 1-14 without prejudice or disclaimer.

R E M A R K S

It is respectfully requested that this application be reconsidered in view of the above amendments and the following remarks.

Amendments

The specification was amended to update the status of the parent application.

Claims 1-14 were canceled without prejudice or disclaimer in view of the election to the restriction requirement below.

These amendments have been made in accordance with 37 C.F.R. §1.121 as amended on November 7, 2000. As required, attached hereto is an appendix illustrating the changes made to Claims 43, 48 and 53.

Restriction Requirement

Claims 1-14, 21 and 22 have been restricted under 35 U.S.C. §121 into the following groups identified by the Examiner as:

Group I: Claims 1-14, drawn to a process for preparing an allogenic cell population; and

Group II: Claims 21-22 drawn to a peripheral blood mononuclear cells and a population of T-cells.

In response to this restriction requirement, Applicants elect, without traverse, to pursue the invention defined by Group II. In view of the fact that this election is without traverse, Applicants

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have canceled Claims 1-14 without prejudice or disclaimer and specifically reserve the right to file a divisional application directed to the non-elected claims.

Early examination on the merits is earnestly solicited.

Respectfully submitted,

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Attachment to Reply and Amendment dated June 9, 2003

Marked-up Copy

The first line of the specification was amended as follows:

--This application is a divisional of U.S. Patent No. 6,258,357 which issued on July 10, 2001
[Application No. 09/363,678, filed on July 30, 1999].--